

DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

- Declaration Submitted with Initial Filing
 Declaration Submitted after Initial Filing

Attorney Docket Number	X-11594
First Named Inventor	Karin Briner, et al.
COMPLETE IF KNOWN	
Application Number	
Filing Date	
Group Art Unit	
Examiner Name	

As a below named Inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole Inventor (if only one name is listed below) or an original, first and joint Inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

AMINOALKYLBENZOFURANS AS SEROTONIN (5-HT(2C)) AGONISTS

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY) as United States Application Number or PCT International

Application Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached YES	Certified Copy Attached NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority sheet attached hereto.

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional applications(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority sheet attached hereto.
60/117,385	01/27/1999	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority sheet attached hereto.

DECLARATION

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Attorney Name	Req. No.
Annie J. Anderson	45,263
Lynn D. Apelgren	45,341
Robert A. Armitage	27,417
Brian P. Barrett	39,597
Michael T. Bates	34,121
Roger S. Benjamin	27,025
Gary M. Birch	P48,881
William R. Boudreax	35,796
Steven P. Caltrider	36,467
Paul R. Cantrell	36,470
Charles E. Cohen	34,565
Donald L. Comoglio	30,741
Gregory A. Cox	47,504
Paula K. Davis	47,517
Elizabeth A. Dawalt	44,646
John C. Demeter	30,167
Manisha A. Desai	43,585
Joanne Longo Feeney	35,134
Paul J. Gaylo	36,808
Francis O. Ginah	44,712
Janet A. Gongola	P48,436
Amy E. Hamilton	33,894
Frederick D. Hunter	26,915
Thomas E. Jackson	33,064
Charles Joyner	30,466
Gerald P. Kelher	43,707

Attorney Name	Req. No.
James J. Kelley	41,888
Paul J. Kotvuniemi	31,533
Robert E. Lee	27,919
Kirby Lee	47,744
James P. Leads	35,241
Nelsen L. Lentz	38,537
Douglas K. Norman	33,267
Arleen Palmberg	40,422
Thomas G. Plant	35,784
Edward Prehn	37,212
Grant E. Reed	41,264
James J. Sales	33,773
Michael J. Sayles	32,295
Robert L. Sharp	45,609
David M. Stermerick	40,187
Mark J. Stewart	43,936
Robert D. Titus	40,206
Robert C. Tucker	45,165
Tina M. Tucker	47,145
MaCharri Vomdran-Jones	36,711
Gilbert T. Voy	43,972
Thomas D. Webster	39,872
Lawrence T. Welch	29,487
Alexander Wilson	45,782
Dan L. Wood	P48,613

Additional registered practitioner(s) named on a supplemental sheet attached hereto.

Direct all correspondence to:

Name	ELI LILLY AND COMPANY				
Address	ATTN: R. Craig Tucker				
Address	LILLY CORPORATE CENTER/DC1104				
City	INDIANAPOLIS	State	INDIANA	ZIP	46285
Country	Telephone (317) 433-9829 Fax (317) 276-3861				

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: A Petition has been filed for this unsigned Inventor

Given Name	Karin	Middle Name		Family Name	Briner	Suffix e.g. Jr.	
------------	-------	-------------	--	-------------	--------	-----------------	--

Inventor's Signature *Karin Briner* Date 7-23-01

Residence: City Indianap lis State IN Country US Citizenship CH

Address 7649 Pinesprings East Drive

Post Office Address SAME AS ABOVE

City Indianap lis State IN Zip 46256 Country US

Additional Inventors are being named on supplement sheet(s) attached hereto.

DECLARATION

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A Petition has been filed for this unsigned inventor					
Given Name	Joseph		Middle Name	Paul	Family Name	Burkhart	Suffix e.g. Jr.
Inventor's Signature	<i>Joseph Paul Burkhart</i>					Date	7-18-01
Residence: City	Plainfield	State	IN	Country	US	Citizenship	US
Address	701 Andrews Boulevard						
Post Office Address	SAME AS ABOVE						
City	Plainfield	State	IN	Zip	46168	Country	US

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A Petition has been filed for this unsigned inventor					
Given Name	Timothy		Middle Name	Paul	Family Name	Burkholder	Suffix e.g. Jr.
Inventor's Signature	<i>Timothy Paul Burkholder</i>					Date	July 18 2001
Residence: City	Carmel	State	IN	Country	US	Citizenship	US
Address	13904 Springmill Ponds Circle						
Post Office Address	SAME AS ABOVE						
City	Carmel	State	IN	Zip	46032	Country	US

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A Petition has been filed for this unsigned inventor					
Given Name	Matthew		Middle Name	Joseph	Family Name	Fisher	Suffix e.g. Jr.
Inventor's Signature	<i>Matthew</i>					Date	Aug 02 2001
Residence: City	Mooresville	State	IN	Country	US	Citizenship	US
Address	10650 Quail Ridge Court						
Post Office Address	SAME AS ABOVE						
City	Mooresville	State	IN	Zip	46158	Country	US

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A Petition has been filed for this unsigned inventor					
Given Name	William		Middle Name	Harlan	Family Name	Gritton	Suffix e.g. Jr.
Inventor's Signature	<i>William</i>					Date	7/19/2001
Residence: City	Zionsville	State	IN	Country	US	Citizenship	US
Address	6739 Dorchester Drive						
Post Office Address	SAME AS ABOVE						
City	Zionsville	State	IN	Zip	46077	Country	US

Please type a plus sign (+) inside this box

PTO/SB/01 (8-96) (MODIFIED)

Approved for use through 9/30/98. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

DECLARATION

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A Petition has been filed for this unsigned Inventor						
Given Name	Daniel	Middle Name	Timothy	Family Name	Kohlman		Suffix e.g. Jr.	
Inventor's Signature	<i>Daniel Timothy Kohlman</i>					Date	7/18/01	
Residence: City	Camby	State	IN	Country	US	Citizenship	US	
Address		6281 East Old Otto Court						
Post Office Address		SAME AS ABOVE						
City	Camby	State	IN	Zip	46113	Country	US	

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A Petition has been filed for this unsigned Inventor						
Given Name	Sidney	Middle Name	XI	Family Name	Liang		Suffix e.g. Jr.	
Inventor's Signature	<i>Sidney Liang</i>					Date	8/11/01	
Residence: City	Fishers	State	IN	Country	US	Citizenship	US	
Address		8430 Harrison Parkway						
Post Office Address		SAME AS ABOVE						
City	Fishers	State	IN	Zip	46038	Country	US	

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A Petition has been filed for this unsigned Inventor						
Given Name	Shawn	Middle Name	Christopher	Family Name	Miller		Suffix e.g. Jr.	
Inventor's Signature	<i>Shawn Christopher Miller</i>					Date	7/18/01	
Residence: City	Noblesville	State	IN	Country	US	Citizenship	US	
Address		7359 Hardin Oak Drive						
Post Office Address		SAME AS ABOVE						
City	Noblesville	State	IN	Zip	46060	Country	US	

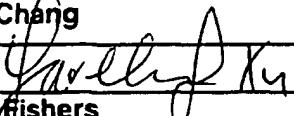
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A Petition has been filed for this unsigned Inventor						
Given Name	Jeffrey	Middle Name	Thomas	Family Name	Mullaney		Suffix e.g. Jr.	
Inventor's Signature	<i>Jeffrey Thomas Mullaney</i>					Date	7/18/01	
Residence: City	Indianapolis	State	IN	Country	US	Citizenship	US	
Address		6153 Welker Driv						
Post Office Address		SAME AS ABOVE						
City	Indianapolis	State	IN	Zip	46236	Country	US	

Please type a plus sign (+) inside this box +

PTO/SB/01 (8-96) (MODIFIED)

Approved for use through 9/30/98. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

DECLARATION

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A Petition has been filed for this unsigned Inventor						
Given Name	Yao-Chang	Middle Name		Family Name	Xu		Suffix e.g. Jr.	
Inventor's Signature					Date	7/23/2001		
Residence: City	Fishers	State	IN	Country	US	Citizenship	CA	
Address	10815 Timber Springs Drive East							
Post Office Address	SAME AS ABOVE							
City	Fishers	State	IN	Zip	46038	Country	US	

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A Petition has been filed for this unsigned Inventor						
Given Name	Yanping	Middle Name		Family Name	Xu		Suffix e.g. Jr.	
Inventor's Signature					Date	7/18/01		
Residence: City	Fishers	State	IN	Country	US	Citizenship	CN	
Address	13832 Barnett Place							
Post Office Address	SAME AS ABOVE							
City	Fishers	State	IN	Zip	46038	Country	US	

ASSIGNMENT

WHEREAS we, Karin Briner, City of Indianapolis, County of Marion, Joseph Paul Burkhardt, City of Plainfield, County of Hendricks, Timothy Paul Burkholder, City of Carmel, County of Hamilton, Matthew Joseph Fisher, City of Mooresville, County of Morgan, William Harlan Gritton, City of Zionsville, County of Marion, Daniel Timothy Kohlman, City of Camby, County of Morgan, Sidney Xi Liang, City of Fishers, County of Hamilton, Shawn Christopher Miller, City of Noblesville, County of Hamilton, Jeffrey Thomas Mullaney, City of Indianapolis, County of Marion, Yao-Change Xu, and Yanping Xu both of the City of Fishers, County of Hamilton, and all of the State of Indiana have made an invention which is the subject of a Patent Cooperation Treaty ("PCT") patent application entitled AMINOALKYLBENZOFURANS AS SEROTONIN (5-HT(2C)) AGONISTS, PCT/US00/01342, filed January 19, 2000 ("Application"); and

WHEREAS ELI LILLY AND COMPANY, an Indiana corporation having its principal place of business at Lilly Corporate Center, Indianapolis, Indiana 46285, wishes to acquire the entire interest in all inventions disclosed in such Application;

NOW, THEREFORE, in consideration of good and valuable consideration, the receipt of which is hereby acknowledged, we hereby sell, assign, transfer and set over unto Eli Lilly and Company, its successors and assigns (collectively "Lilly") our entire right, title and interest in, to and under the Application, including all priority rights for other countries arising therefrom, all inventions therein disclosed, and any and all present or future patent applications to such inventions that may be filed in the United States or any foreign country, inclusive of, but not limited to, continuations, continuations-in-part, divisions, substitutions, reexaminations, reissues, international applications under the Patent Cooperation Treaty ("PCT"), United States provisional patent applications, certificates of addition, utility models, petty patents, as well as all other intellectual property related to the Application, inclusive of, but not limited to, supplementary protection certificates, copyrights, trademarks, and data package exclusivity rights; and any and all Letters Patent of the United States and of all foreign countries and all related patent term extensions which may be granted for Letters Patent with respect to the Application; all of the above to be held and enjoyed by Lilly for its own use and enjoyment to the full end of the term or terms for which such Letters Patent and related intellectual property rights may be granted, as fully and entirely as the same would have been held and enjoyed by us had this Assignment and sale to Lilly not been made.

For ourselves and for our heirs, successors and legal representatives, we covenant that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this Assignment.

For ourselves and for our heirs, successors and legal representatives, we further covenant and agree with Lilly that upon request we and they will, without further consideration than that now paid, but at the expense of Lilly: (i) execute original, provisional, substitute, continuation, divisional, continuation-in-part, reexamined, or reissued applications, amended specifications, or rightful declarations or oaths for such application; (ii) communicate to Lilly any facts known to us or them relating to such inventions or the history thereof; (iii) execute preliminary statements and testify in any interference proceedings, litigation discovery proceedings and depositions, oppositions, cancellation proceedings, priority contests, public use proceedings, administrative agency proceedings, litigation and other court actions and the like; (iv) execute and deliver any application papers, affidavits, declarations, assignments, or other instruments; and (v) do all other acts which, in the opinion of counsel for Lilly, may be necessary or desirable to secure the grant of Letters Patent and related intellectual property to Lilly or its nominees, in the United States and in all other countries where Lilly may desire to have such

inventions, or any of them, patented, with specifications and claims in such form as shall be approved by counsel for Lilly and to vest and confirm in Lilly or its nominees the full and complete legal and equitable title to all such Letters Patent and related intellectual property.

IN WITNESS WHEREOF we have executed this assignment on the date indicated below.

7-23-01

Date

Karin Briner

Karin Briner

UNITED STATES OF AMERICA

STATE OF INDIANA
COUNTY OF MARION

) ss:

July 23 2001

Before me, a Notary Public for Johnson County, State of Indiana, personally appeared Karin Briner and acknowledged the execution of the foregoing instrument this 23rd day of July, 2001.

Kimberly S. Rhoades
Notary Public

My commission expires:

Kimberly S. Rhoades
Resident of Johnson County
My Commission Expires:
May 15, 2007

7-18-01

Date



Joseph Paul Burkhart
Joseph Paul Burkhart

UNITED STATES OF AMERICA

STATE OF INDIANA
COUNTY OF MARION

) ss:

July 18 2001

Before me, a Notary Public for Johnson County, State of Indiana, personally appeared Joseph Paul Burkhart and acknowledged the execution of the foregoing instrument this 18th day of July, 2001.

Kimberly S. Rhoades
Notary Public

My commission expires:

Kimberly S. Rhoades
Resident of Johnson County
My Commission Expires:
May 15, 2007



July 18, 2001
Date

Timothy Paul Burkholder
Timothy Paul Burkholder

UNITED STATES OF AMERICA

STATE OF INDIANA
COUNTY OF MARION

) ss:
)

July 18 2001

Before me, a Notary Public for Johnson County, State of Indiana, personally appeared Timothy Paul Burkholder and acknowledged the execution of the foregoing instrument this 18th day of July, 2001.



Commission expires:

Kimberly S. Rhoades
Resident of Johnson County
My Commission Expires:
May 15, 2007

Aug 2, 2001
Date

Kimberly S. Rhoades
Notary Public

Matthew Joseph Fisher
Matthew Joseph Fisher

UNITED STATES OF AMERICA

STATE OF INDIANA
COUNTY OF MARION

) ss:
)

August 2 2001

Before me, a Notary Public for Johnson County, State of Indiana, personally appeared Matthew Joseph Fisher and acknowledged the execution of the foregoing instrument this 2nd day of August, 2001.

Kimberly S. Rhoades
Notary Public

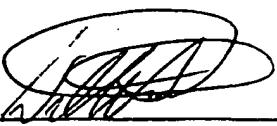
My commission expires:

Kimberly S. Rhoades
Resident of Johnson County
My Commission Expires:
May 15, 2007



7/19/2001

Date



William Harlan Gritton

UNITED STATES OF AMERICA

STATE OF INDIANA)
COUNTY OF MARION) ss:

July 19 2001

Before me, a Notary Public for Johnson County, State of Indiana,
personally appeared William Harlan Gritton and acknowledged the execution of
the foregoing instrument this 19th day of July, 2001.



My commission expires:

Kimberly S. Rhoades
Resident of Johnson County
My Commission Expires:
May 15, 2007



Kimberly S. Rhoades
Notary Public

7/18/01

Date



Daniel Timothy Kohlman
Daniel Timothy Kohlman

UNITED STATES OF AMERICA

STATE OF INDIANA)
COUNTY OF MARION) ss:

July 18 2001

Before me, a Notary Public for Johnson County, State of Indiana,
personally appeared Daniel Timothy Kohlman and acknowledged the execution of
the foregoing instrument this 18th day of July, 2001.



Kimberly S. Rhoades
Notary Public

My commission expires:

Kimberly S. Rhoades
Resident of Johnson County
My Commission Expires:
May 15, 2007



8/11/01

Date

Sidney Xi Liang

Sidney Xi Liang

STATE OF INDIANA
) New Haven
COUNTY OF MARION)

UNITED STATES OF AMERICA

) ss: HANDED August 11 2001

Before me, a Notary Public for Johnson County, State of Indiana,
personally appeared Sidney Xi Liang and acknowledged the execution of the
foregoing instrument this 11th day of August, 2001.

Adrienne J. Barnes
Notary Public

My commission expires:

12/31/02

7/18/01

Date

Shawn Christopher Miller
Shawn Christopher Miller

STATE OF INDIANA
)
COUNTY OF MARION)

UNITED STATES OF AMERICA

) ss: July 18 2001

Before me, a Notary Public for Johnson County, State of Indiana,
personally appeared Shawn Christopher Miller and acknowledged the execution of
the foregoing instrument this 18th day of July, 2001.

Kimberly S. Rhoades
Notary Public

My commission expires:

Kimberly S. Rhoades
Resident of Johnson County
My Commission Expires:

May 15, 2007



7/18/01

Date

Jeffrey Thomas Mullaney

Jeffrey Thomas Mullaney

UNITED STATES OF AMERICA

STATE OF INDIANA

) ss:

COUNTY OF MARION

July 18 2001

Before me, a Notary Public for Johnson County, State of Indiana,
personally appeared Jeffrey Thomas Mullaney and acknowledged the execution of
the foregoing instrument this 18th day of July, 2001.



My commission expires:

Kimberly S. Rhoades
Resident of Johnson County
My Commission Expires:
May 15, 2007

7/23/2001

Date

Kimberly S. Rhoades
Notary Public

Yao-Chang Xu

UNITED STATES OF AMERICA

STATE OF INDIANA

) ss:

COUNTY OF MARION

July 23 2001

Before me, a Notary Public for Johnson County, State of Indiana,
personally appeared Yao-Chang Xu and acknowledged the execution of the
foregoing instrument this 23rd day of July, 2001.

Kimberly S. Rhoades
Notary Public

My commission expires:

Kimberly S. Rhoades
Resident of Johnson County
My Commission Expires:
May 15, 2007



7/18/01

Date

Yanping Xu

Yanping Xu

UNITED STATES OF AMERICA

STATE OF INDIANA)
COUNTY OF MARION) ss:
)

July 18 2001

Before me, a Notary Public for Johnson County, State of Indiana,
personally appeared Yanping Xu and acknowledged the execution of the foregoing
instrument this 18th day of July, 2001.

Kimberly S. Rhoades
Notary Public

My commission expires:

Kimberly S. Rhoades
Resident of Johnson County
My Commission Expires:
May 15, 2007

